

**MINUTES OF THE  
TRANSPORTATION INTERIM COMMITTEE**

Wednesday, October 18, 2006 – 9:00 a.m. – Room W015 House Building

**Members Present:**

Sen. Sheldon L. Killpack, Senate Chair  
Rep. Joseph G. Murray, House Chair  
Sen. Scott K. Jenkins  
Rep. David Clark  
Rep. Bradley M. Daw  
Rep. Brad L. Dee  
Rep. John Dougall  
Rep. James A. Dunnigan  
Rep. Julie Fisher  
Rep. Kerry W. Gibson  
Rep. Neil A. Hansen  
Rep. Brad King

Rep. Aaron Tilton  
Rep. Larry B. Wiley

**Members Absent:**

Sen. Ed Mayne  
Sen. Carlene M. Walker  
Rep. Jeff Alexander

**Staff Present:**

Mr. Mark B. Steinagel, Policy Analyst  
Mr. Shannon C. Halverson, Associate General Counsel  
Ms. Tracey Fredman, Legislative Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1. Committee Business**

Chair Murray called the meeting to order at 9:13 a.m.

**MOTION:** Sen. Jenkins moved to approve the minutes of the September 19 and September 20, 2006 meetings. Rep. Clark, Rep. Dee, Rep. Dunnigan, and Rep. Wiley were absent for the vote.

Mr. John Njord, Executive Director, UDOT (Utah Department of Transportation), recognized former Representative Marda Dillree for her outstanding service as a strong advocate for transportation during her tenure as a member of the Utah State Legislature. Committee members and Ms. Dillree commented.

**2. Uninsured Motorist Amendments**

**A. 2006 General Session H.B. 17, "Uninsured Motorist Identification Database Program Amendments"**

Mr. Steinagel reviewed the background and provisions of 2006 General Session H.B. 17, "Uninsured Motorist Identification database Program Amendments."

Mr. Richard Kasteller, President, Insure-Rite, reported that the implementation of the bill has been more effective than expected.

**B. Audit of Uninsured Motorist Identification Database Program**

Mr. Brad Tibbits, Utah Insurance Department, commented on a potential change to the provisions enacted by 2006 General Session H.B. 17, "Uninsured Motorist Identification Database Program Amendments."

Ms. Halverson distributed and reviewed a proposed amendment that addresses the concern raised by Mr. Tibbits.

Commissioner D'Arcy Dixon Pignanelli, State Tax Commissioner, reviewed "Uninsured Motorist Identification Database (UMID) Program" as contained in the mailing packet. Ms. Pignanelli explained the purpose of 2007 General Session draft legislation, "Uninsured Motorist Identification Database Program Amendments," and spoke in favor of the legislation.

Mr. Doral Vance, Director, Internal Audit, State Tax Commission, commented on previous audit results of the UMID Program.

**MOTION:** Rep. King moved to recommend 2007 General Session draft legislation "Uninsured Motorist Identification Database Program Amendments" with the proposed amendment as presented. The motion passed unanimously. Rep. Clark, Rep. Dunnigan, Rep. Fisher, Rep. Kiser, and Rep. Wiley were absent for the vote.

### **3. Commercial Driver License Amendments**

Mr. Bill Lloyd, Commercial Driver License Program Manager, Driver License Division, reviewed "2007 Legislative Changes – Commercial Driver License" as contained in the mailing packet. He explained that the changes provided in the handout will keep the state in compliance with current federal rules and regulations.

**MOTION:** Sen. Jenkins moved to have staff draft a bill which will include the changes outlined in the handout "2007 Legislative Changes – Commercial Driver License." The motion passed unanimously. Rep. Dunnigan, Rep. Fisher, and Rep. Kiser were absent for the vote.

### **4. Driving Under the Influence**

#### **A. Repeat DUI Offenders Data Report**

Ms. Mary Lou Emerson, Director, USAAV Council (Utah Substance Abuse and Anti-Violence Coordinating Council), distributed and reviewed "Utah Commission on Criminal and Juvenile Justice Fourth Annual DUI Report to the Utah Legislature."

Ms. Anna Kay Waddoups, Chair, DUI Subcommittee, USAAV Council, spoke in support of continued funding of advertisements and education about the detrimental effects of driving under the influence.

Ms. Kim Gibb, Driver License Division, responding to a question from the Committee, said that commercial drivers may have their license permanently revoked after two violations, but there are currently no provisions regarding the number of repeat DUI's a general driver license holder may have before their license is revoked.

Mr. Art Brown, President, Mothers Against Drunk Driving, commented on the downward trend of the state's DUI fatality rate and expressed appreciation for the involvement of the Legislature in helping this happen.

#### **B. Driving Under the Influence Amendments**

Mr. Paul Boyden, Executive Director, Statewide Association of Prosecuting Attorneys, and Ms. Gibb reviewed provisions of 2007 General Session draft legislation "Driving Under the Influence Amendments," and responded to questions from the Committee.

**MOTION:** Rep. Clark moved to recommend 2007 General Session draft legislation "Driving Under the Influence Amendments" as a committee bill. The motion passed unanimously. Rep. Dunnigan and Rep. Fisher were absent for the vote.

#### **5. Bonding for Rights-of-Way for Corridor Preservation**

Mr. Steinagel distributed and reviewed "2006 Utah On-Road Vehicle Registrations by County and Vehicle Type and Potential Revenue from Local Option Corridor Preservation Fund."

Senator Howard A. Stephenson discussed bonding options to fund rights-of-way for corridor preservation and responded to questions from the Committee.

Mr. Robert Kirk, Deputy State Treasurer, spoke in support of evaluating bonding options.

Sen. Stephenson proposed that staff work with representatives from UDOT, the State Treasurer, and local governments to discuss the projected potential need for bonding and what options may be available so that higher property costs in the future may be avoided.

Mr. John Fellows, Deputy General Counsel, Office of Legislative Research and General Counsel, commented on options for drafting a bill authorizing the issuance of bonds for rights-of-way in order to preserve transportation corridors.

#### **6. Other Items / Adjourn**

Chair Murray adjourned the meeting at 11:44 a.m.